



PATENT
51270-245599

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Yasuo YOSHIOKA, et al.

Serial No: 09/277,582

Filed: March 26, 1999

For: *VOICE CONVERTER WITH
EXTRACTION AND MODIFICATION
OF ATTRIBUTE DATA*

EXAMINER: A. ARMSTRONG
ART UNIT: 2626
CONF. #: 3755

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Mail Stop Reconstruction
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450, on

April 9, 2007.

Date of Deposit

Roger R. Wise

Name

Signature

04/9/2007

Date

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RESPONSE TO NOTICE UNDER 37 CFR 1.251

MAIL STOP RECONSTRUCTION

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Examiner:

On March 9, 2007, the Examiner issued a Reconstruction Notice under 37 C.F.R. 1.251 to reconstruct the prosecution file for the above identified application. In response to the March 9, 2007 Reconstruction Notice under 37 CFR 1.251, in connection with the above-identified application, Applicants have enclosed herewith, (1) a copy of Applicants' record of all correspondence between the Office and the Applicants and (2) a listing of such correspondence.

I hereby certify that the copy of Applicants' record enclosed herewith is a complete and accurate copy of Applicants' record of all of the correspondence between

the Office and the Applicants for the above-identified application. I am not aware of any correspondence between the Office and the Applicants for the above-identified application that is not among the Applicants' records.

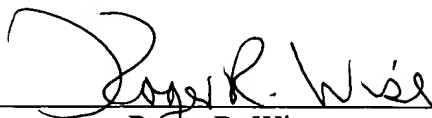
Rule 251(a) provides that "In the event that the Office cannot locate the file of an application, patent, or other patent-related proceeding after a reasonable search, the Office will notify the applicant or patentee and set a time period within which the applicant or patentee must comply with the notice in accordance with one of paragraphs (a)(1), (a)(2), or (a)(3) of this section." Applicants note that the prosecution file for the above-identified application was marked lost on April 7, 2005. Nevertheless, the Office failed to issue the Reconstruction Notice referenced above until March 9, 2007, approximately 23 months later. Applicants respectfully submit that the delay in issuing the Reconstruction Notice was not reasonable. Accordingly, Applicants respectfully request that Office consider this period of delay in determining a patent term extension, in the event that the application is deemed allowable and a patent ultimately issues.

An action on the merits is respectfully requested.

Respectfully submitted,
PILLSBURY WINTHROP SHAW PITTMAN LLP

Date: April 9, 2007

By: _____



Roger R. Wise
Registration No. 31,204
Customer No. 27496

725 South Figueroa Street, Suite 2800
Los Angeles, CA 90017-5406
Telephone: (213) 488-7100
Facsimile: (213) 629-1033



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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Washington, D.C. 20231
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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EXAMINER

ART UNIT	PAPER NUMBER
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DATE MAILED:

NOTICE UNDER 37 CFR 1.251 - Pending Application

☒ The file of the above-identified application cannot be located after a reasonable search. Therefore, the Office is initiating the reconstruction of the file of the above-identified application pursuant to the provisions of 37 CFR 1.251.

Applicant is given a period of **THREE (3) MONTHS** from the mailing date of this notice within which to provide a copy of applicant's record (if any) of all of the correspondence between the Office and applicant for the above-identified application (except for U.S. patent documents), a list of such correspondence, and a statement that the copy is a complete and accurate copy of applicant's record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and whether applicant is aware of any correspondence between the Office and applicant for the above-identified application that is not among applicant's records.

☐ The following paper(s) pertaining to the above-identified application cannot be located after a reasonable search:

Therefore, the Office is initiating the reconstruction of such paper(s) pursuant to the provisions of 37 CFR 1.251.

Applicant is given a period of **THREE (3) MONTHS** from the mailing date of this notice within which to provide a copy of the paper(s) listed above and a statement that the copy of such paper(s) is a complete and accurate copy of applicant's record of such paper(s).

Alternatively, applicant may reply to this notice by producing applicant's record (if any) of all of the correspondence between the Office and the applicant for the above-identified application for the Office to copy (except for U.S. patent documents), and provide a statement that the papers produced by applicant are applicant's complete record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), whether applicant is aware of any correspondence between the Office and the applicant for the above-identified application that is not among applicant's records. Such records must be brought to the Customer Service Center in the Office of Initial Patent Examination (Crystal Plaza 2, 2011 South Clark Place, Arlington, VA 22202).

If applicant does not possess any record of the correspondence between the Office and the applicant for the above-identified application (or any copy of the paper(s) listed above), applicant must reply to this notice by providing a statement that applicant does not possess any record of the correspondence between the Office and the applicant for the above-identified application.

Failure to reply to this notice in a timely manner will result in abandonment of the above-identified application. The three-month period for reply to this notice may be extended (up to a maximum of six months) under the provisions of 37 CFR 1.136(a). However, failure to reply within this three-month period will result in a reduction of any patent term adjustment. See 37 CFR 1.704(b).

☐ A printout from PALM of the contents of the file of the above-identified application is included with this notice.

Direct the reply to this notice to:

Box Reconstruction
United States Patent and Trademark Office
Washington, DC 20231

Direct questions concerning this notice to:

Carole Sherr
(703) 571-2722/2993

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

In re Application of:

09/277582

Application No.:

Filing Date:

Title:

Direct to:

Box Reconstruction
United States Patent and Trademark Office
Washington, DC 20231

NOTICE UNDER 37 CFR 1.251 - Pending Application

Statement (check the appropriate box):

☐ The copy submitted with this reply is a complete and accurate copy of applicant's record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and applicant for the above-identified application that is not among applicant's records.

☐ The copy of the paper(s) listed in the notice under 37 CFR 1.251 is/are a complete and accurate copy of applicant's record of such paper(s).

☐ The papers produced by applicant are applicant's complete record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and the applicant for the above-identified application that is not among applicant's records.

☐ Applicant does not possess any record of the correspondence between the Office and the applicant for the above-identified application.

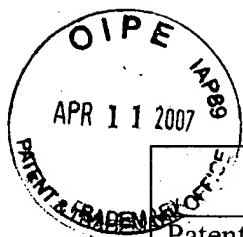
Date

Signature

Typed or printed name

A copy of this notice should be returned with the reply.

Burden Hour Statement: This collection of information is required by 37 CFR 1.251. The information is used by the public to reply to a request for copies of correspondence between the applicant and the USPTO in order to reconstruct an application file. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 60 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



Title of Document	Date
Patent Application including unsigned Declaration, 35 sheets of formal drawings, copy of check for filing fee (\$2,944.00)	March 26, 1999
Filing Receipt from PTO	April 19, 1999
Notice to File Missing Parts of Application	April 19, 1999
Response to Notice to File Missing Parts of Application	June 17, 1999
Corrected Filing Receipt	June 25, 1999
Recorded Assignment	August 24, 1999
Transmittal of Priority Documents	February 14, 2000
Transmittal of Assignment and recordation cover sheet	February 14, 2000
Recorded Assignment	May 22, 2000
Information Disclosure Statement and Form 1449	July 5, 2000
Information Disclosure Statement and Form 1449	August 31, 2000
Office Communication from PTO	November 30, 2001
Notice of Abandonment	June 17, 2002
Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 C.F.R. § 1.137(b); Amendment and Election	June 18, 2002
Notice from PTO – “On Petition” (Granted)	August 8, 2002
Request for Status; Change of Correspondence Address	March 14, 2005
Notice Under 37 CFR 1.251 – Pending Application with Fax cover from PTO	March 8, 2007
Mailed copy of Notice Under 37 CFR 1.251 – Pending Application	March 9, 2007

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